

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BUTTE DIVISION**

NAUTILUS INSURANCE
COMPANY,

Plaintiff,

vs.

EMPLOYERS MUTUAL
CASUALTY COMPANY;
SENTINEL INSURANCE
COMPANY LIMITED; THOSE
CERTAIN UNDERWRITERS OF
LLOYD'S OF LONDON
SUBSCRIBING TO VARIOUS
POLICY NUMBERS;¹ AND, THE
TRAVELERS INDEMNITY
COMPANY OF AMERICA,

Defendants.

No. CV 19-24-BU-SEH

ORDER

¹ Policy Numbers N04NZ00790, N05NZ16950, N06NZ16880, and N07NZ18290.

On December 12, 2019, Plaintiff filed a Third Amended Complaint for Declaratory Judgment and Demand for Jury Trial.² On January 6, 2020, Defendant Employers Mutual Casualty Company (“Employers”) filed an answer, two counterclaims against Plaintiff, three cross-claims against Defendant Sentinel Insurance Company Limited (“Sentinel”), and one cross-claim against Sentinel, Defendant Those Certain Underwriters of Lloyd’s of London Subscribing to Various Policy Numbers (“Lloyd’s”), and Defendant The Travelers Indemnity Company of America (“Travelers”).³

On January 17, 2020, Travelers filed an Answer and Jury Demand⁴ to the Third Amended Complaint for Declaratory Judgment and Demand for Jury Trial,⁵ which did not include a response to the cross-claim of Employers filed January 6, 2020.⁶ Plaintiff, Sentinel, and Lloyd’s answered Employer’s counterclaims and cross-claims.⁷

² Doc. 48.

³ See Doc. 52 at 21–28.

⁴ Doc. 55.

⁵ Doc. 48.


⁶ See Doc. 52 at 27–28.

⁷ See Docs. 56, 57, and 58.

ORDERED:

Travelers shall forthwith file an answer to the cross-claim of Employers, denominated as: "Count Six—Cross-Claim (against Sentinel, Lloyd's, Travelers): Equitable Subrogation/Subrogation."⁸

DATED this 1st day of June, 2020.



SAM E. HADDON
United States District Judge

⁸ Doc. 52 at 27.